

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

EMERY SELYMES, individually, and as  
Personal Representative of the ESTATE OF  
LINDA MARIE SELYMES,

Plaintiff,

v.

QUALITY FOOD CENTER, INC. (aka  
QFC), a wholly owned subsidiary of THE  
KROGER CO., an Ohio Corporation doing  
business in Washington,

Defendants.

No.: 2:20-cv-01156 -RSL

STIPULATED MOTION AND ORDER  
FOR LEAVE TO AMEND COMPLAINT

**I. STIPULATED MOTION**

The parties hereby jointly move this court, pursuant to FRCP 15(a)(2), LCR 7(d)(1), and LCR 10(g) for leave to allow plaintiff to file a First Amended Complaint in the form attached hereto as Exhibit A. Plaintiff's complaint names "Quality Food Center, Inc." as a defendant. This entity no longer exists as a corporation, following a merger with Fred Meyer Stores, Inc. in 2004. (Dkt. 6). Fred Meyer Stores, Inc. is the entity that operated the QFC store where the subject incident occurred and is a subsidiary of The Kroger Co. The parties agree that plaintiff should be given leave to file an amended complaint that identifies Fred

Meyer Stores, Inc. as the correct defendant and removes Quality Food Center, Inc. since that entity no longer exists. Defendant The Kroger Co. consents to this amendment.

DATED: April 27, 2021

GREANEY SCUDDER LAW FIRM, PLLC

By /s/ \_\_\_\_\_  
John J. Greaney, WSBA #11252  
Email: jgreaney@greaneylaw.com  
Attorney for Plaintiff

BULLIVANT HOUSER BAILEY PC

By /s/ \_\_\_\_\_  
Charles A. Willmes, WSBA #23216  
E-mail: Charles.willmes@bullivant.com  
Attorneys for Defendant, The Kroger Co.

**ORDER**

IT IS SO ORDERED.

Dated this 27th day of April, 2021.



THE HONORABLE ROBERT S. LASNIK  
United States District Judge